

RESOLUTION

AUTHORIZING COMMITMENT OF FUNDS TO THE ECONOMIC DEVELOPMENT

AUTHORITY OF JAMES CITY COUNTY AND CONSENTING TO COMMON

REPRESENTATION

WHEREAS, the Board of Supervisors of James City County, Virginia (the "Board") convened in a closed session on this date pursuant to an affirmative vote and in accordance with Section 2.2-3711(A)(5) of the Code of Virginia to discuss a prospective business or industry where no previous announcement has been made of the business or industry locating or expanding its facilities in the community; and

WHEREAS, the Board finds that collaboration with the Economic Development Authority of James City County, Virginia (the "EDA") is necessary to attract the prospective business expansion; and

WHEREAS, Owens-Brockway Glass Container, Inc., a publicly held company incorporated in Delaware (the "Company") owns and operates a glass bottle manufacturing plant and administrative offices in the Hankins Industrial Park on real property commonly known as 150 Industrial Boulevard, Toano, Virginia (the "Plant") in the Stonehouse District of James City County, Virginia, and further designated as James City County Real Estate Tax Map No. 1240100015; and

WHEREAS, the Company has expressed a willingness to make a capital investment in new manufacturing equipment (the "Investment") to the Plant in calendar year 2022; and


WHEREAS, the County finds that the Investment will materially support the continued location and investment of the Company and the retention of jobs in the County as well as promote the health, safety, welfare, convenience, and prosperity of the citizens of the County; and

WHEREAS, this Investment in the Plant is estimated to increase the Machinery & Tools tax revenue ("M&T") by the Plant to the County significantly above its current amount ("Net New Machinery & Tools Taxes").


NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby supports cooperative efforts with the EDA to ensure the expansion of Owens-Brockway Glass Container, Inc. and commits annual funds to the EDA in an amount equal to one-half of the Net New Machinery & Tools Taxes paid by the Company for Fiscal Years 2023, 2024, 2025, 2026, and 2027, such amount to equal a maximum aggregate rebate amount of \$100,000, all of which amounts shall be granted by the EDA to the Company in James City County.

BE IT FURTHER RESOLVED that in furtherance thereof, the Board authorizes the County Administrator to take those actions and/or execute those documents and agreements necessary to accomplish the aforementioned tasks.

BE IT FURTHER RESOLVED that the County Attorney's Office, in compliance with Rule 1.7 of the Virginia Rules of Professional Conduct and associated comments, informed the James City County Board of Supervisors of the risks appurtenant to the County Attorney's common representation during these efforts and the Board hereby consents to such representation.


John J. McGlennon
Chairman, Board of Supervisors

ATTEST:


Teresa J. Saeed
Deputy Clerk to the Board

	VOTES			
	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
ICENHOUR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HIPPLE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LARSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SADLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MCGLENNON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Adopted by the Board of Supervisors of James City County, Virginia, this 22nd day of November, 2022.

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